



General Assembly

January Session, 2015

***Raised Bill No. 6914***

LCO No. 4113



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:  
(PS)

***AN ACT CONCERNING DEMOLITION LICENSURE AND DEMOLITION PERMITS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 29-402 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) As used in this part, the term "license" includes the whole or part  
4 of any permit which the Department of Administrative Services issues  
5 under authority of the general statutes, and which (1) requires persons  
6 to place their names on a list maintained by the department before  
7 they can engage in the business of demolition of buildings, (2) requires  
8 a person to demonstrate competence by examination or other means,  
9 and (3) may be revoked or suspended by the department for cause.

10 (b) No person shall engage in the business of demolition of  
11 buildings without a license obtained from the Department of  
12 Administrative Services. An applicant for an initial license shall file an  
13 application with the Department of Administrative Services, furnish  
14 evidence of expertise and financial responsibility and pay a fee of four

15 hundred forty dollars for a class B license and nine hundred forty  
16 dollars for a class A license. Each license shall be valid for twelve  
17 months from date of issuance and shall be renewable on application of  
18 the licensee upon payment of an annual fee of two hundred fifty  
19 dollars for a class B license and seven hundred fifty dollars for a class  
20 A license. The department may refuse to issue any such license for  
21 cause, and may revoke or refuse to renew any such license for failure  
22 to carry out and conform to the provisions of this part or to any  
23 regulations adopted hereunder, or for any violation of title 22a. No  
24 person shall be refused a license or a renewal thereof, and no license  
25 shall be revoked, without an opportunity for a hearing conducted by  
26 the Department of Administrative Services in accordance with the  
27 provisions of chapter 54.

28 (c) The provisions of this section shall not apply to (1) a person who  
29 is engaged in the [disassembling] disassembly, transportation and  
30 reconstruction of historic buildings for historical purposes, [or] in the  
31 demolition of farm buildings, [or] in the renovation, alteration or  
32 reconstruction of a single-family residence or in the disassembly of  
33 nonstructural building materials of a building for the purpose of  
34 reusing or recycling such building materials, (2) the removal of  
35 underground petroleum storage tanks, (3) the burning of a building or  
36 structure as part of an organized fire department training exercise, or  
37 (4) the demolition of a single-family residence or outbuilding by an  
38 owner of such structure if it does not exceed a height of thirty feet,  
39 provided (A) the owner shall be present on site while such demolition  
40 work is in progress and shall be held personally liable for any injury to  
41 individuals or damage to public or private property caused by such  
42 demolition, and (B) such demolition shall be permitted only with  
43 respect to buildings which have clearance from other structures, roads  
44 or highways equal to or greater than the height of the structure subject  
45 to demolition. The local building official may require additional  
46 clearance when deemed necessary for safety.

47 Sec. 2. Section 29-406 of the general statutes is repealed and the

48 following is substituted in lieu thereof (*Effective from passage*):

49 (a) No person shall demolish any building, structure or part thereof  
50 without obtaining a permit for the particular demolition undertaking  
51 from the building official of the town, city or borough wherein such  
52 building or part thereof is located. No person shall be eligible to  
53 receive a permit under this section unless such person furnishes  
54 [written notice] to the building official: (1) Written notice of financial  
55 responsibility in the form of a certificate of insurance specifying  
56 demolition purposes and providing liability coverage for bodily injury  
57 of at least one hundred thousand dollars per person with an aggregate  
58 of at least three hundred thousand dollars, and for property damage of  
59 at least fifty thousand dollars per accident with an aggregate of at least  
60 one hundred thousand dollars; [each such certificate shall provide that  
61 the town or city and its agents shall be saved harmless from any claim  
62 or claims arising out of the negligence of the applicant or his agents or  
63 employees in the course of the demolition operations;] (2) written  
64 notice in the form of a certificate of notice executed by all public  
65 utilities having service connections within the premises proposed to be  
66 demolished, stating that such utilities have severed such connections  
67 and service; [and] (3) written notice that [he] such person is the holder  
68 of a current valid license issued under the provisions of section 29-402,  
69 as amended by this act, [except in the case of (A) a person who is  
70 engaged in the disassembling, transportation and reconstruction of  
71 historic buildings for historical purposes or who is engaged in the  
72 demolition of farm buildings or in the renovation, alteration or  
73 reconstruction of a single-family residence, or (B) an owner who is  
74 engaged in the demolition of a single-family residence or outbuilding,]  
75 or is exempted from such license requirement as provided in  
76 subsection (c) of [section 29-402] said section, as amended by this act;  
77 and (4) a written declaration by such person that the town or city and  
78 its agents shall be saved harmless from any claim or claims arising out  
79 of the negligence of the applicant or the applicant's agents or  
80 employees in the course of the demolition operations. No permit shall

81 be issued under this section unless signed by the owner and the  
82 demolition contractor. Each such permit shall contain a printed  
83 intention on the part of the signers to comply with the provisions of  
84 this part.

85 (b) In addition to the powers granted pursuant to this part, any  
86 town, city or borough may impose, by ordinance, a waiting period of  
87 not more than one hundred eighty days before granting any permit for  
88 the demolition of any building or structure or any part thereof, except  
89 when the demolition permit is required for the removal of a structure  
90 acquired by the Department of Transportation for a transportation  
91 project.

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| This act shall take effect as follows and shall amend the following sections: |  |  |
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| Section 1 | <i>from passage</i> | 29-402 |
| Sec. 2    | <i>from passage</i> | 29-406 |

***Statement of Purpose:***

To (1) exempt from registration for a demolition permit a person engaged in the disassembly of nonstructural building materials for the purpose of reusing and recycling the building materials, and (2) require an applicant for a demolition permit to furnish a written declaration that the town or city and its agents shall be saved harmless from any claim arising out of negligence of the applicant or the applicant's agents or employees during the demolition.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*